

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Leonard-Deron Seamon, (*Living Private Man*) was held as: *Leonard Deron Seamon, (person) and/or Seamon, Leonard Deron,*

Civ. No. 23-3302 (JWB/JFD)

Plaintiff,

v.

Minnesota Department of Corrections, and
Paul Schnell, *Commissioner, Official Capacity*

Defendants.

**ORDER ACCEPTING
REPORT AND
RECOMMENDATION OF
MAGISTRATE JUDGE**

United States Magistrate Judge John F. Docherty issued a Report and Recommendation (“R&R”) on November 29, 2023. (Doc. No. 5.) No objections have been filed to that R&R in the time permitted. Absent timely objections, the R&R is reviewed for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996). Upon review of the R&R, no clear error is found.

Based on the R&R of the Magistrate Judge, and on all the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The Report and Recommendation (Doc. No. 5) is **ACCEPTED**; and
2. This case is **DISMISSED WITHOUT PREJUDICE** under Federal Rule of Civil Procedure 41(b) for failure to prosecute.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: December 21, 2023

s/ Jerry W. Blackwell
JERRY W. BLACKWELL
United States District Judge